

REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 1, 9, and 11 are pending, with Claim 1 being independent.

Claims 1, 9, and 11 were rejected under the judicially-created doctrine of non-statutory obviousness-type double patenting over Claims 1, 3, and 5 of parent U.S. Patent No. 6,677,243 B2 (Okada, et al.). All rejections are respectfully traversed, and are submitted to have been obviated by the filing herewith of a Terminal Disclaimer.

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed above. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

Applicants submit that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

/Daniel S. Glueck/
Daniel S. Glueck
Attorney for Applicants
Registration No. 37,838

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3800
Facsimile: (212) 218-2200

DSG/mcm

FGHS_WS 1537021v1